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12 **Attorneys for Defendant**
13 Donovan Cloud

14
15 **IN THE UNITED STATES DISTRICT COURT**
15 **FOR THE EASTERN DISTRICT OF WASHINGTON**
16 **(Honorable Stanley A. Bastian)**

17 UNITED STATES OF AMERICA,) No. 1:19-CR-2032
18)
18) MOTION FOR LEAVE TO FILE
19) THE PRESPONSE TO THE PSI TO
20 vs.) DATE OF FILING, EXEND TIME
21) TO FILE THE SENTENCING
22) MEMORANDUM & EXPEDITE
22) THE HEARING
23)
23) **Notice of Hearing on Motion:**
24) September 7, 2022, at 6:30 pm

25 **TO: Clerk of U.S. District Court, Eastern District of Washington**
26 **TO: Thomas J. Hanlon, Assistant United States Attorney**

MOTION TO EXTEND TIME

1 **COMES NOW DONOVAN CLOUD** through his attorneys, Richard A. Smith
2 of ***Smith Law Firm***, Mark A. Larrañaga of ***Walsh and Larrañaga***, and Stephen
3 Hormel of ***Hormel Law Office***, and moves this Court leave to file the response to the
4 presentence report (PSI) to the date of filing, to extend the time to file the sentencing
5 memorandum to September 16, 2022, and to expedite hearing on the motion.
6
7

8 This Court was assigned this case for sentencing on August 3, 2022. (ECF No.
9 846). The sentencing hearing was reset to October 12, 2022, which is approximately
10 two weeks from the date set by Judge Mendoza. (ECF No. 848). Judge Mendoza set
11 a deadline of September 2, 2022, for filing all motion and sentencing memoranda
12 relating to sentencing. (ECF No. 842 at 3). This Court did not set different deadlines
13 upon reassignment. (ECF No. 846).
14
15

16 Defense counsel has been working on the response to the presentence report
17 and on the sentencing memorandum. However, those matters were not filed by Judge
18 Mendoza's deadline.
19

20 Counsel is filing the response to the presentence report on this date and seeks
21 to extend the sentencing memorandum to September 16, 2022. This extension
22 request reflects approximately the same amount of time from the time sentencing was
23 set on September 27, 2022, to the time this Court reset the sentencing hearing.
24

25 Counsel has contacted AUSAs Hanlon and Burson relating to this request.
26 Understandably, since this is a weekend, counsel has not received the government's
MOTION TO EXTEND TIME

1 position. This request is within the same timeframe that Judge Mendoza required the
2 sentencing documents to be filed from September 27, 2022.
3

4 Therefore, it is requested that the Court grant leave to file the response to the
5 presentence report to the date of filing and extend the time to file the sentencing
6 memorandum to September 16, 2022. It is also requested that the Court expedite
7 hearing on this motion.
8

9 DATED this 3rd day of September, 2022.

10 Presented by:
11

12 /s/ Richard A. Smith
13 RICHARD A. SMITH, WSBA #15127
14

15 /s/ Mark A. Larrañaga
16 MARK A. LARRAÑAGA, WSBA #22715
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18 Attorneys for Defendant Donovan Cloud
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20 **Service Certificate**
21

22 I hereby certify that on September 3, 2022, I electronically filed the foregoing with
23 the Clerk of the Court using the CM/ECF System which will send notification of such
24 filing to the following: AUSAs Thomas Hanlon and Richard Burson, and James
25 Donovan Counsel, Jay McEntire, Lorinda Youngcourt and Jeremy Sporn.
26

27 /s/ Stephen R. Hormel
28 STEPHEN R. HORMEL, WSBA #18733
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MOTION TO EXTEND TIME

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MOTION TO EXTEND TIME